

Town Board Minutes

**Meeting
No. 5**

Regular Meeting

February 28, 1994

MEETINGS TO DATE 5
NO. OF REGULARS 4
NO. OF SPECIALS 1

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LANCASTER, NEW YORK
FEBRUARY 28, 1994

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 28th of February 1994 at 8:00 P.M. and there were

PRESENT: ROBERT H. GIZA, COUNCILMAN
DONALD E. KWAK, COUNCILMAN
THOMAS H. VAN NORTWICK, COUNCILMAN
LUCIAN J. GRECO, SUPERVISOR

ABSENT: PATRICK C. POKORSKI, COUNCILMAN

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK
ROBERT H. LABENSKI, TOWN ENGINEER
JOSEPH F. REINA, TOWN ATTORNEY
ROBERT L. LANEY, BUILDING INSPECTOR
THOMAS E. FOWLER, CHIEF OF POLICE
JOHANNA M. COLEMAN, RECEIVER OF TAXES

PRESENTATION OF PREFILED RESOLUTIONS BY COUNCILMEN:

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER KWAK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER GIZA, TO WIT:

RESOLVED, that the minutes from the Regular Meeting of the Town
Board held on February 7, 1994 be and hereby are approved.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	WAS ABSENT
SUPERVISOR GRECO	VOTED YES

February 28, 1994

File: R.MIN (P1)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GRECO, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL
MEMBER VAN NORTWICK, TO WIT:

WHEREAS, the Supervisor of the Town of Lancaster has been notified by the Erie County Department of Personnel that the Town of Lancaster has never created the positions of Light Motor Equipment Operator and Heavy Motor Equipment Operator in the Highway Department of the Town of Lancaster, and

WHEREAS, the Supervisor, by memorandum dated February 9, 1994, has requested the creation of seven (7) positions of Light Motor Equipment Operator and four (4) positions of Heavy Motor Equipment Operator in the Highway Department of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby creates seven (7) positions of Light Motor Equipment Operator and four (4) positions of Heavy Motor Equipment Operator in the Highway Department of the Town of Lancaster, and

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to complete and execute Section 8 of Form PO-17 (New Position Duties Statement) from the Erie County Department of Personnel, indicating that the positions of seven (7) Light Motor Equipment Operators and four (4) Heavy Motor Equipment Operators in the Highway Department of the Town of Lancaster have been created.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED ***
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

*** = ABSENT

February 28, 1994

File: R.PERS.CREATE.ABOLISH (P7)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER VAN NORTWICK , WHO
MOVED ITS ADOPTION, SECONDED BY
SUPERVISOR GRECO , TO WIT:

WHEREAS, the Bowmansville Volunteer Fire Association, Inc., by letter dated February 9, 1994, has requested the addition of a probationary active member to the membership roster of said fire association, and the deletion of one member from the membership roster of said fire association,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms the addition to, and deletion from, the membership of the Bowmansville Volunteer Fire Association, Inc. of the following individuals:

ADDITION

Jennifer Skotnicki
149 Stony Road
Lancaster, New York 14086

DELETION

Elbert Kwiatkowski

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	WAS ABSENT
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 28, 1994

File: R.FIRE (P1)

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCIL MEMBER KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY SUPERVISOR GRECO
, TO WIT:

WHEREAS, DONALD GALLO, Consulting Engineer, P.C., has submitted a written proposal, dated January 12, 1994, to provide engineering services for the development of a new Town Park to be known as Westwood Park in the Town of Lancaster, and

WHEREAS, said written proposal is on file in the Town Clerk's Office, and

WHEREAS, the Town Board deems it in the best interest of the Town to retain a consulting engineer for this project,

NOW, THEREFORE, BE IT
RESOLVED, as follows:

1. DONALD GALLO, Consulting Engineer, P.C. is hereby retained by the Town of Lancaster for the purpose of providing engineering services for development of a new town park to be known as Westwood Park in the Town of Lancaster, upon the terms and conditions set forth in said written proposal dated February 18, 1994, which terms and conditions are incorporated herein by reference, and

2. The Supervisor is hereby authorized to execute said written proposal on behalf of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	WAS ABSENT
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 28, 1994

File: R.Retain.Engr.Wstwd.park

*Recorded 3/7/94
by TB*

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER KWAK, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
GIZA , TO WIT:

BOND RESOLUTION OF THE TOWN OF LANCASTER, NEW
YORK, ADOPTED February 28, 1994, AUTHORIZING
THE CONSTRUCTION OF WESTWOOD PARK, IN THE
TOWN, ON LAND OWNED BY THE TOWN, STATING THE
ESTIMATED MAXIMUM COST THEREOF IS \$2,500,000,
APPROPRIATING SAID AMOUNT THEREFOR, AND
AUTHORIZING THE ISSUANCE OF \$2,500,000 SERIAL
BONDS OF SAID TOWN TO FINANCE SAID
APPROPRIATION.

THE TOWN BOARD OF THE TOWN OF LANCASTER, IN THE COUNTY
OF ERIE, NEW YORK, HEREBY RESOLVES (by the favorable vote of not
less than two-thirds of all the members of said Town Board) AS
FOLLOWS:

Section 1. The Town of Lancaster, in the County of
Erie, New York (herein called "Town"), is hereby authorized to
construct Westwood Park, in the Town, on approximately 120 acres
of land owned by said Town. The estimated maximum cost of said
specific object or purpose, including preliminary costs and costs
incidental thereto and to the financing thereof, is \$2,500,000
and said amount is hereby appropriated therefor. The plan of
financing includes the issuance of \$2,500,000 serial bonds of the
Town to finance said appropriation, and the levy and collection
of taxes on all the taxable real property in the Town to pay the
principal of said bonds and the interest thereon as the same
shall become due and payable.

Section 2. Serial bonds of the Town in the principal amount of \$2,500,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness of the specific object or purpose for which said \$2,500,000 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 19. (a) of the Law, is twenty (20) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any

notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to permissive referendum.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	WAS ABSENT
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 28, 1994

*Rescinded by TB
3/7/94*

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER KWAK, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
GIZA , TO WIT:

THE TOWN BOARD OF THE TOWN OF LANCASTER, IN THE COUNTY
OF ERIE, NEW YORK, HEREBY RESOLVES AS FOLLOWS:

Section 1. The Town Clerk of said Town of Lancaster
shall, within ten (10) days after the adoption of this
resolution, cause to be published, in full, in the "LANCASTER
BEE," a newspaper published in Buffalo, New York, having a
general circulation within said Town and hereby designated the
official newspaper of the Town for such publication, and posted
on sign board of the Town maintained pursuant to the Town Law, a
Notice in substantially the following form:

TOWN OF LANCASTER, NEW YORK

PLEASE TAKE NOTICE that on February 28, 1994, the Town Board of the Town of Lancaster, in the County of Erie, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Lancaster, New York, adopted February 28, 1994, authorizing the construction of Westwood Park, in the Town, on land owned by the Town, stating the estimated maximum cost thereof is \$2,500,000, appropriating said amount therefor, and authorizing the issuance of \$2,500,000 serial bonds of said Town to finance said appropriation,"

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to construct Westwood Park, in the Town, on approximately 120 acres of land owned by said Town; and STATING the estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$2,500,000; APPROPRIATING said amount therefor; STATING the plan of financing includes the issuance of \$2,500,000 serial bonds of the Town to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$2,500,000 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness of the specific object or purpose is twenty (20) years; the proceeds of the bonds authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of the resolution for the purpose for which said bonds are authorized; and the proposed maturity of said \$2,500,000 serial bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town; and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: February 28, 1994

Robert P. Thill
Town Clerk

Section 2. After said bond resolution shall take effect, the Town Clerk is hereby directed to cause said bond resolution to be published, in full, in the newspaper referred to in Section 1 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

Section 3. This resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	WAS ABSENT
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 28, 1994

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCIL MEMBER VAN NORTWICK , WHO MOVED
ITS ADOPTION, SECONDED BY SUPERVISOR
GRECO , TO WIT:

WHEREAS, on December 21, 1993, Town Police Vehicle No. 23 was
damaged as a result of an accident with another vehicle, and

WHEREAS, the owner of the vehicle has submitted a check in the
amount of \$379.00, payable to the Town of Lancaster, to reimburse the Town for
the damage done, and

WHEREAS, the Chief of Police has recommended the Town Board accept
this check in full satisfaction of the Town's claim for reimbursement;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Town Board hereby accepts the check in the amount of
\$379.00 in full satisfaction of the Town's claim for reimbursement herein, and

2. Said check shall be deposited in Account No. 3120.0432 to be
used for payment to repair said damage.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	WAS ABSENT
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 28, 1994

PREFILED RESOLUTION NO. 8 - MEETING OF 2/28/94

Pokorski/_____ Amend Dog Ordinance Section 13-10 Removal Of Canine
Wastes

At the request of Supervisor Greco this resolution was withdrawn due
to the sickness absence of its sponsor, Councilman Pokorski.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER VAN NORTWICK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER KWAK , TO WIT:

WHEREAS, the Town of Lancaster has heretofore entered into a contract with Ecology and Environment to furnish emergency response personnel and technical experts for consultation with the Combined Hazmat Team at Lancaster, New York, with regard to any occurrence posing a possibility of imminent harm to persons, property or the environment, which contract expired, according to its terms, December 31, 1993, and

WHEREAS, the Town Board deems it in the public interest and safety to renew said Agreement with Ecology and Environment to provide the aforementioned service to the Combined Hazmat Team in accordance with the Agreement as proposed by Ecology and Environment, Inc., and incorporated herein by reference;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor to execute a one-year Agreement with Ecology and Environment, Inc. for the sum of \$2,500.00 to provide the services above mentioned.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	WAS ABSENT
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 28, 1994

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCIL MEMBER KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL MEMBER
VAN NORTWICK, TO WIT:

WHEREAS, a Public Hearing was held on the 20th day of December, on the petition of M.A. TUFILLARO BUILDERS, INC., the Contract Vendee of a parcel of land located on the east side of Transit Road south of William Street, and south and east of Valu in the Town of Lancaster, New York, has petitioned the Town Board of the Town of Lancaster for the rezone of said property from an R1-Residential District One to an R2-Residential District Two, and

WHEREAS, a Notice of said Public Hearing has been duly published and posted, and

WHEREAS, the Planning Board has recommended the rezone of the hereinafter described parcel of real property, and

WHEREAS, in accordance with Section 239 (m) of the General Municipal Law of the State of New York, the Erie County Department of Planning has reviewed such application for rezone and has no objection with respect thereto;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Zoning Ordinance and Zoning Map of the Town of Lancaster is hereby amended and changed so that the real property hereinafter described is changed from an R1-Residential District One to an R2-Residential District Two:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Lancaster, County of Erie and State of New York, being part of Lot No. 96, Township 10, Range 6 of the Holland Land Company's Survey, bounded and described as follows:

COMMENCING at a point located at the northwest corner of Lot 96, also being the southwest corner of Lot 95 and the centerline of Transit Road;

THENCE southerly along the west line of Lot 96, also being the centerline of Transit Road a distance of Five Hundred Sixty-eight and Ninety-two Hundredths (568.92) feet to a point;

THENCE easterly parallel to the north line of Lot 96, a distance of Fifty and Two Hundredths (50.02) feet to a point on the east line of Transit Road (100' wide) and the true point of beginning;

THENCE continuing easterly and parallel to the north line of Lot 96 a distance of Two Thousand Five Hundred Eighty and Eighteen Hundredths (2,580.18) feet to a point located on the east line of Lot 96, also being the west line of Lot 91;

THENCE northerly along the east line of Lot 96 and west line of Lot 91 a distance of Five Hundred Sixty-eight and Ninety-two Hundredths (568.92) feet to a point being the northeast corner of Lot 96, and the southeast corner of Lot 95;

THENCE westerly along the north line of Lot 96 and south line of Lot 95 a distance of One Thousand Eight Hundred Thirty-three and Ninety-six Hundredths (1,833.96) feet to a point;

THENCE southerly at an interior angle of $84^{\circ} 25' 37''$ a distance of Three Hundred Eighty-One and Fifty-one Hundredths (381.51) feet to a point;

THENCE westerly along a curve to the left having a radius of Two Hundred Eighty-three (283.00) feet a distance of Sixty-four and Ninety-four Hundredths (64.94) feet to a point of reverse curvature;

THENCE westerly along a curve to the right having a radius of Two Hundred Seventeen (217.00) feet a distance of Sixty-one and Seventy-Four Hundredths (61.74) feet to a point of tangency;

THENCE westerly and tangent to the aforementioned curve, and parallel to the north line of Lot 96, a distance of Five Hundred Sixteen and Sixty-one Hundredths (516.61) feet to a point;

THENCE northwesterly at an interior angle of $192^{\circ} 45' 41''$ a distance of Forty and Seventy-five Hundredths (40.75) feet to a point;

THENCE westerly at an exterior angle of $192^{\circ} 45' 41''$, and parallel to the north line of Lot 96 a distance of Forty (40.00) feet to a point located in the east line of Transit Road (100' wide);

THENCE southerly along the east line of Transit Road (100' wide) and parallel to the west line of Lot 96 a distance of Seventy-five (75.00) feet to the point or place of beginning, being 25.0 acres more or less.

2. This amendment shall be subject to the following conditions:

- (a). The Town's acceptance after a public hearing, of a Conservation Easement Agreement affecting the easterly sixty (60) feet of the real property to be rezoned.
- (b). Only single-family residences shall be constructed on the property to be rezoned.

3. That the Zoning Ordinance and Zoning Map of the Town of Lancaster shall not be changed until the Petitioner files with the Town its written acceptance of the above stated conditions.

4. That a certified copy thereof be published in the Lancaster Bee upon satisfaction of said conditions;

5. Upon publication of the Notice of Adoption of the foregoing amendment, an Affidavit of Publication of same shall be filed with the Town Clerk, and

6. That a certified copy of this resolution be furnished to the Erie County Department of Planning.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	WAS ABSENT
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 28, 1994

R.Rez.Queens Pk.Adopt.

LEGAL NOTICE

NOTICE OF ADOPTION OF AMENDMENT
ZONING ORDINANCE, TOWN OF LANCASTER
QUEEN'S PARK REZONE
M. A. TUFILLARO BUILDERS, INC.

LEGAL NOTICE IS HEREBY GIVEN, that the Zoning of the Town of Lancaster is hereby amended and the Zoning Map of the said Town is hereby changed so that the real property hereinafter described is changed from an R1-Residential District One to an R2-Residential District Two:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Lancaster, County of Erie and State of New York, being part of Lot No. 96, Township 10, Range 6 of the Holland Land Company's Survey, bounded and described as follows:

COMMENCING at a point located at the northwest corner of Lot 96, also being the southwest corner of Lot 95 and the centerline of Transit Road;

THENCE southerly along the west line of Lot 96, also being the centerline of Transit Road a distance of Five Hundred Sixty-eight and Ninety-two Hundredths (568.92) feet to a point;

THENCE easterly parallel to the north line of Lot 96, a distance of Fifty and Two Hundredths (50.02) feet to a point on the east line of Transit Road (100' wide) and the true point of beginning;

THENCE continuing easterly and parallel to the north line of Lot 96 a distance of Two Thousand Five Hundred Eighty and Eighteen Hundredths (2,580.18) feet to a point located on the east line of Lot 96, also being the west line of Lot 91;

THENCE northerly along the east line of Lot 96 and west line of Lot 91 a distance of Five Hundred Sixty-eight and Ninety-two Hundredths (568.92) feet to a point being the northeast corner of Lot 96, and the southeast corner of Lot 95;

THENCE westerly along the north line of Lot 96 and south line of Lot 95 a distance of One Thousand Eight Hundred Thirty-three and Ninety-six Hundredths (1,833.96) feet to a point;

THENCE southerly at an interior angle of $84^{\circ} 25' 37''$ a distance of Three Hundred Eighty-One and Fifty-one Hundredths (381.51) feet to a point;

THENCE westerly along a curve to the left having a radius of Two Hundred Eighty-three (283.00) feet a distance of Sixty-four and Ninety-four Hundredths (64.94) feet to a point of reverse curvature;

THENCE westerly along a curve to the right having a radius of Two Hundred Seventeen (217.00) feet a distance of Sixty-one and Seventy-Four Hundredths (61.74) feet to a point of tangency;

THENCE westerly and tangent to the aforementioned curve, and parallel to the north line of Lot 96, a distance of Five Hundred Sixteen and Sixty-one Hundredths (516.61) feet to a point;

THENCE northwesterly at an interior angle of $192^{\circ} 45' 41''$ a distance of Forty and Seventy-five Hundredths (40.75) feet to a point;

THENCE westerly at an exterior angle of $192^{\circ} 45' 41''$, and parallel to the north line of Lot 96 a distance of Forty (40.00) feet to a point located in the east line of Transit Road (100' wide);

THENCE southerly along the east line of Transit Road (100' wide) and parallel to the west line of Lot 96 a distance of Seventy-five (75.00) feet to the point or place of beginning, being 25.0 acres more or less.

This Amendment shall be subject to the following conditions:

- (a) The Town's acceptance after a public hearing, of a Conservation Easement Agreement affecting the easterly sixty (60) feet of the real property to be rezoned.
- (b) Only single-family residences shall be constructed on the property to be rezoned.

February 28, 1994

STATE OF NEW YORK:
COUNTY OF ERIE : ss:
TOWN OF LANCASTER:

THIS IS TO CERTIFY that I, ROBERT P. THILL, Town Clerk of the Town of Lancaster in the said County of Erie, have compared the foregoing copy of NOTICE OF AMENDMENT TO ZONING ORDINANCE AND MAP, with the original thereof filed in my office at Lancaster, New York, on the 28th day of February, 1994, and that the same is a true and correct copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Town this 28th day of February, 1994.



Town Clerk

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER GIZA, WHO MOVED
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER KWAK ,TO WIT:

WHEREAS, the Town Clerk of the Town of Lancaster, by letter dated February 16, 1994, has requested permission to attend the 12th Annual Conference of the New York State Town Clerks Association in Albany, New York from April 24th through April 27th, 1994,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk of the Town of Lancaster, be and is hereby authorized to attend the 12th Annual Conference of the New York State Town Clerks Association in Albany, New York from April 24th through April 27th, 1994, and

BE IT FURTHER

RESOLVED, that expense reimbursement be and is hereby authorized in an amount not to exceed \$485.00, plus mileage, and

BE IT FURTHER

RESOLVED, that said reimbursement will be made only upon submission of proper documentation and substantiation of expenses, including receipts, to the Accounting Department of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	WAS ABSENT
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 28, 1994

File: R.SEM.MTGS (P1)

PREFILED RESOLUTION NO. 12 - MEETING OF 2/28/94

Pokorski/_____ Appoint John Smith and John Gallo Construction
Inspectors Temporary

At the request of Supervisor Greco this resolution was withdrawn due
to the sickness absence of its sponsor, Councilman Pokorski.

File: R.WITHDRAWN

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GRECO , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER VAN NORTWICK , TO WIT:

WHEREAS, the Supervisor of the Town of Lancaster, by memorandum dated February 16, 1994, has recommended the appointment of David W. Moscrip, 17 Grace Way, Lancaster, New York 14086 to the position of Recreation Supervisor, part-time in the Parks and Recreation Department of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that DAVID W. MOSCRIP, 17 Grace Way, Lancaster, New York 14086, be and hereby is appointed to the part-time position of Recreation Supervisor, part-time, in the Parks and Recreation Department of the Town of Lancaster, at an hourly rate of \$8.00 per hour, with no Town benefits, said appointment retroactive to January 21, 1994, and

BE IT FURTHER

RESOLVED, that said position is a part-time position not to exceed 19 1/2 hours per week, and

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	WAS ABSENT
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 28, 1994

File: R.PERS.APPT (P9)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GRECO , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER VAN NORTWICK , TO WIT:

WHEREAS, the Supervisor of the Town of Lancaster, by memorandum dated February 16, 1994, has recommended the appointment of Andrew M. Mazurowski, 43 Laverack Avenue, Lancaster, New York 14086 to the position of Laborer, part-time in the Parks and Recreation Department of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that ANDREW M. MAZUROWSKI, 43 Laverack Avenue, Lancaster, New York 14086, be and hereby is appointed to the part-time position of Laborer in the Parks and Recreation Department of the Town of Lancaster, at an hourly rate of \$5.00 per hour, with no Town benefits, said appointment retroactive to January 10, 1994, and

BE IT FURTHER

RESOLVED, that said position is a part-time position not to exceed 19 1/2 hours per week, and

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	WAS ABSENT
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 28, 1994

File: R.PERS.APPT (P8)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GRECO, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER VAN NORTWICK, TO WIT:

WHEREAS, the Supervisor of the Town of Lancaster, by memorandum dated February 16, 1994, has recommended the appointment of JAMES A. ARMSTRONG, III, as Recreation Attendant, temporary, in the Parks and Recreation Department of the Town of Lancaster

NOW, THEREFORE, BE IT

RESOLVED, that JAMES A. ARMSTRONG, III, 72 Wayne Street, Depew, New York 14043, be and is hereby appointed to the position of Recreation Attendant, temporary, in the Parks and Recreation Department of the Town of Lancaster, retroactive to January 27, 1994, at an hourly rate of \$6.00 per hour, with no Town benefits, and

BE IT FURTHER

RESOLVED, that said appointment, made herein, is a temporary appointment, to be terminated no later than January 26, 1995, and

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	WAS ABSENT
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 28, 1994

File: R.PERS.TEMP (P1)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GRECO, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
VAN NORTWICK , TO WIT:

WHEREAS, the Town Line Volunteer Fire Department, Inc., by letter dated February 21, 1994, has requested the addition of one new member to and the deletion of one member from the membership roster of said fire association,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms the addition to and the deletion from the membership of the Town Line Volunteer Fire Department, Inc. of the following individuals:

ADDITION

David J. Henry
895 West Alaura Drive
Alden, New York 14004

DELETION

John N. Kin

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	WAS ABSENT
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 28, 1994

File: R.FIRE (P4)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GRECO, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
VAN NORTWICK , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
ordered paid from their respective accounts:

Claim No. 10928 to Claim No. 11206 Inclusive

Total amount hereby authorized to be paid:

\$881,646.65

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	WAS ABSENT
SUPERVISOR GRECO	VOTED YES

February 28, 1994

File: R.CLAIMS

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GRECO, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL
MEMBER GIZA, TO WIT:

WHEREAS, the Supervisor of the Town of Lancaster, by memorandum to the Town Clerk dated February 24, 1994 has requested a change to a position in the Town Justice Department of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, PHYLLIS GRECO, 76 Albert Drive, Lancaster, New York 14086, a Senior Clerk Stenographer in the Office of the Supervisor, be and is hereby moved laterally to the Town Justice Department of the Town of Lancaster effective February 28, 1994 with no changes to her salary or benefits.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	WAS ABSENT
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 28, 1994

File: R.PERS.CREATE.ABOLISH (P8)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GRECO, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER KWAK, TO WIT:

WHEREAS, the Supervisor of the Town of Lancaster, by memorandum to the Town Clerk dated February 24, 1994 has requested an appointment to a vacant position in the Town Justice Department of the Town of Lancaster,

NOW, THEREFORE, BE IT
RESOLVED, as follows:

SECTION 1: That JUDITH A. KANE, 75 Hawley Street, Lancaster, New York, be and is hereby granted an unpaid leave of absence from her present position as a Civil Service Clerk-Typist in the Town Justice Department.

SECTION 2: That JUDITH A. KANE, be and is hereby appointed temporarily to the currently vacated exempt position of Supervising Court Clerk in the Office of the Town Justice Department of the Town of Lancaster.

SECTION 3: That during her appointment as Supervising Court Clerk, JUDITH A. KANE will retain her Civil Service status as Clerk-Typist and her benefits will remain the same.

SECTION 4: That JUDITH A. KANE, while serving in the temporary position of Supervising Court Clerk, will receive \$25,200.00 which is the salary set forth in the 1994 Budget for said position.

SECTION 5: That this position will not exceed December 31, 1994 and is retroactive to January 1, 1994.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	WAS ABSENT
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 28, 1994

File: R.PERS.CREATE.ABOLISH (P5)

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCIL MEMBER VAN NORTWICK, WHO MOVED
ITS ADOPTION, SECONDED BY SUPERVISOR
GRECO, TO WIT:

WHEREAS, The Town of Lancaster and the Lancaster Volunteer Ambulance Corps (LVAC), wish to enter into a contract whereby the LVAC would provide emergency ambulance service within the bounds of the Town of Lancaster, and to that area outside of the Town of Lancaster pursuant to collateral agreements with the Town of Lancaster for the Calendar Year 1994, and

WHEREAS, among other things, said contract also grants to LVAC the authority to charge fees for its services rendered to those availing themselves of its services, pursuant to a schedule contained therein, and the Town Board deems such authority to be in the best interests of the Town;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor is hereby authorized to execute the written contracts as prepared by the Town Attorney, which shall commence January 1, 1994 and terminate December 31, 1994.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	WAS ABSENT
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 28, 1994

Amended 4/11/94

File: R.Aprv.LVAC.Cntrct.94

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCIL MEMBER VAN NORTWICK, WHO
 MOVED ITS ADOPTION, SECONDED BY
 COUNCIL MEMBER KWAK, TO WIT:

RESOLVED, that the following Building Permit Applications be and
 are hereby approved and the issuance of these Building Permits be and are

hereby authorized:

CODES:

- (T) = Tree Planting Fee tendered to the Town of Lancaster pursuant to
 the provisions of Chapter 30-26 of the Code of the Town of Lancaster.
- (SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town
 Lancaster.
- (CSW) = Conditional sidewalk waiver.

<u>NO.</u>	<u>CODE</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
1526		Ralph Mitzel	538 Pleasant View Dr	ER. TV DISH
1527		Steve Gitsis	3568 Walden Ave	REMODEL REST.
1528	(T)	Donato Developers	10 Via Donato W	ER. SIN. DWLG
1529	(T)	Donato Developers	17 Grafton Ct	ER. SIN. DWLG
1530		Sherry Wiesmore	5 Martha Dr	ER. FENCE
1531	(T)	Capretto Homes	230 Enchanted Fst N	ER. SIN. DWLG
1532		LPRC Unlimited	334 Harris Hill Rd	REMODEL OFF. BLDG
1533	(T)	Maplewood Homes	196 Siebert Rd	REMODEL SIN. DWLG
1534	(T)	Burke Bros. Const.	42 Rue Madeleine Way	ER. SIN. DWLG
1535		Betty Laurisch	21 Maplr Dr	ER. SHED
1536	(T)	Forbes Homes	38 Hill Valley Dr	ER. SIN. DWLG
1537	(T)	Centennial Homes	15 Sagebrush La	ER. SIN. DWLG
1538	(T)	M. J. Ogiony Bldrs.	9 Winding Way	ER. SIN. DWLG
1539	(T)	Burke Brothers	22 Hampton Ct	ER. SIN. DWLG
1540		Jeff Corretore	7 Grace Way	ER. FENCE
1541		Robert Green	8 Gale Dr	ER. FENCE
1542		Wayne Lacombe	18 Grace Way	ER. FENCE
1543	(T)	Cameo Homes Inc.	19 Rue Madeleine Way	ER. SIN. DWLG
1544	(T)	Marrano/Marc Equity	19 Whitestone Ln	ER. SIN. DWLG
1545	(T)	Marrano/Marc Equity	34 Whitestone Ln	ER. SIN. DWLG
1546	(T)	Marrano/Marc Equity	30 Spruceland Terr	ER. SIN. DWLG
1547	(T)	Kidd-Kott Const	24 Grafton Ct	ER. SIN. DWLG
1548		Potter Realestate	4909 Transit Rd	DEM. SIN. DWLG, DEM. GARAGE
1549	(T)	D & E Dobrzyniewicz	2 Rue Madeleine Way	ER. SIN. DWLG
1550	(T)	Siltone Bldg Co Inc	14 Hampton Ct	ER. SIN. DWLG

1551 (T) Siltone Bldg Co INC 26 Hampton Ct ER. SIN. DWLG
and,

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW)
for sidewalk waiver be and are hereby approved with a waiver of the Town
Ordinance requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (CSW)
for conditional sidewalk waiver be and are hereby approved with a waiver of
the Town Ordinance required for sidewalks, however, the waiver is granted upon
the condition that the Town of Lancaster, at any future date, has the right to
order sidewalk installation at the expense of the property owner.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	WAS ABSENT
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 28, 1994

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCIL MEMBER POKORSKI , WHO MOVED
ITS ADOPTION, SECONDED BY SUPERVISOR
GRECO , TO WIT:

WHEREAS, the New York State Department of Environmental Conservation and the Federal Emergency Management Agency has directed that a flood plain study be made on certain property owned by Bella Vista Group, Inc., located along Ellicott Creek, between Genesee Street and Transit Road in the Town of Lancaster, New York, and

WHEREAS, the Town's Engineer has suggested that an independent engineering firm be retained to provide a Flood Plain Analysis and Study of said property, and

WHEREAS, Bella Vista Group, Inc., has agreed to pay for the services to be provided by the independent engineer, and

WHEREAS, Acres International Corporation, Professional Engineers, 140 John James Audubon Parkway, Amherst, New York, has submitted a written proposal dated October 29, 1993, to provide the necessary engineering services at a cost of \$11,500.00, and

WHEREAS, the Town's Engineer recommends that said proposal be accepted, and

WHEREAS, Bella Vista Group, Inc., has deposited with the Town the sum of \$11,500.00 to be used to pay for the services to be rendered by said professional engineers, and

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest that a Flood Plain Analysis and Study of said property be prepared and that an independent engineer be retained to prepare such analysis and study at no cost to the Town;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. Acres International Corporation is hereby retained by the Town of Lancaster to provide a Flood Plain Analysis and Study of certain property owned by Bella Vista Group, Inc., located along Ellicott Creek, between Genesee Street and Transit Road in the Town of Lancaster, New York, upon the terms and conditions as set forth in a written proposal to the Town dated October 29, 1993; and

2. The Town hereby accepts the sum of \$11,500.00 advanced by Bella Vista Group, Inc., for the purpose of paying for said Flood Plain Analysis and Study as so proposed.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	WAS ABSENT
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 28, 1994

FILE: r.fld.pln.blla.vsta.

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCIL MEMBER KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL MEMBER
GIZA , TO WIT:

WHEREAS, M.A. TUFILLARO BUILDERS, INC., as developer, has proposed a residential subdivision to be known as Queen's Park Subdivision, containing twenty-five (25) acres, more or less, to be located on the east side of Transit Road in the Town of Lancaster, New York, and

WHEREAS, said proposed subdivision abuts another subdivision to the east, known as Countryside Subdivision, and

WHEREAS, the Developer wishes to grant to the Town a Conservation Easement, which will ensure that the easterly sixty (60) feet of the proposed subdivision will remain open space, and

WHEREAS, Section 247 of the General Municipal Law of the State of New York requires that a public hearing be held before the Town may accept such easement;

NOW, THEREFORE, BE IT
RESOLVED, as follows:

1. That pursuant to Section 247 of the General Municipal Law of the State of New York, a Public Hearing will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 21st day of March, 1994, at 8:15 o'clock P.M., Local Time, for the purpose of accepting a Conservation Easement offered by M.A.Tufillaro Builders, Inc., which Easement will ensure that the easterly sixty (60) feet of the subdivision known as Queen's Park, will remain open space, is described as follows:

ALL THAT TRACT OR PARCEL OF LAND situate, lying and being in the Town of Lancaster, County of Erie, and State of New York and being part of Lot 96, Township 10, Range 6 of the Holland Land Company's survey bounded and described as follows:

COMMENCING at a point located at the northeast corner of Lot 96, also being the southeast corner of Lot 95,

THENCE southerly along the east line of Lot 96 and west line of Lot 91 a distance of Five hundred Sixty-eight and 92/100 (568.92) feet to a point;

THENCE westerly and parallel to the north line of Lot 96 a distance of Sixty (60.00) feet to a point;

THENCE northerly and parallel to the east line of Lot 96 a distance of Five Hundred Sixty-eight and 92/100 (568.92) feet to a point in the north line of Lot 96;

THENCE easterly along the north line of Lot 96 a distance of Sixty (60.00) feet to the point or place of beginning.

Containing 0.78 acres more or less.

2. That Notice of the time and place of such hearing be published on March 10, 1994, in the Lancaster Bee, a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	WAS ABSENT
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 28, 1994

LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to Section 247 of the General Municipal Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 28th day of February, 1994, the said Town Board will hold a Public Hearing on the 21st day of March, 1994, at 8:15 o'clock, P.M., Local Time to hear all interested persons on the acceptance of a Conservation Easement 60' X 569' (more or less) offered by M. A. Tufillaro Builders, Inc., which easement will ensure that the easterly sixty (60) feet of the subdivision known as Queen's Park, will remain open space, and described as follows:

60' Wide Town of Lancaster
Conservation Easement

ALL THAT TRACT OR PARCEL OF LAND situate, lying and being in the Town of Lancaster, County of Erie, and State of New York and being part of Lot 96, Township 10, Range 6 of the Holland Land Company's survey bounded and described as follows:

COMMENCING at a point located at the northeast corner of Lot 96, also being the southeast corner of Lot 95,

THENCE southerly along the east line of Lot 96 and west line of Lot 91 a distance of Five hundred Sixty-eight and 92/100 (568.92) feet to a point;

THENCE westerly and parallel to the north line of Lot 96 a distance of Sixty (60.00) feet to a point;

THENCE northerly and parallel to the east line of Lot 96 a distance of Five Hundred Sixty-eight and 92/100 (568.92) feet to a point in the north line of Lot 96;

THENCE easterly along the north line of Lot 96 a distance of Sixty (60.00) feet to the point or place of beginning.

Containing 0.78 acres more or less.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE
TOWN OF LANCASTER

By: ROBERT P. THILL
TOWN CLERK

February 28, 1994

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GRECO, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
VAN NORTWICK, TO WIT:

WHEREAS, by memorandum dated February 23, 1994, the Supervisor has requested the transfer of funds in the 1994 General Fund Budget for the purpose of allocating additional funds to Celebrations for Lancaster Visions, Inc., and

WHEREAS, these funds would represent the Town of Lancaster's financial assistance in the Community Planning and Coordinating of various activities.

NOW, THEREFORE, BE IT

RESOLVED, that the following transfers within the 1994 Adopted General Fund Budget be and is hereby approved:

TRANSFER:

FROM:

01.1990.0415 - (Contingent Account) \$4,000.00

TO:

01.7550.0415 - (Celebrations-Contractural Services) 4,000.00

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	WAS ABSENT
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 28, 1994

File: R.ACCT.TRANSFER (P2)

Supervisor Greco requested a suspension of the necessary rule for immediate consideration of the following resolution -
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GRECO, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
VAN NORTWICK, TO WIT;

WHEREAS, the Executive Director of the Youth Bureau, by letter dated February 25, 1994, has recommended the appointment of the following individual to the position of Tutor with the Youth Bureau of the Town of Lancaster, to fill the vacancy created by the resignation of Annette Molino,

NOW, THEREFORE, BE IT

RESOLVED, that LINDA M. STACK, 22 McKenzie Court, Cheektowaga, New York 14227, be and is hereby appointed to the position of tutor for work with the Town of Lancaster Youth Bureau program, effective February 28, 1994 at an hourly rate of \$7.00, and

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	WAS ABSENT
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 28, 1994

STATUS REPORT ON UNFINISHED BUSINESS:Public Improvement Permit Authorization - The Crossings Subdivision,
(Giallanza) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Deer Cross Subdivision, Phase I
(Donato) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Deer Cross Subdivision, Phase II
(Donato)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Foreststream Village Subdivision,
Phase I (DiLapo) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Floodway Grading	Yes	No	No	No	n/a
Street Lights	Yes	Yes 1/18/94	No	n/a	No

Public Improvement Permit Authorization - Foreststream Village Subdivision,
Phase II (DiLapo) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Floodway (S. Br.)	Yes	No	No	No	n/a
Street Lights	Yes	Yes 1/18/94	No	n/a	No

Public Improvement Permit Authorization - Foreststream Village Subdivision,
Phase III (DiLapo) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Street Lights	Yes	Yes 1/18/94	No	n/a	Yes
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Glen Hollow, Phase I (Josela)
Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Sidewalks	No	n/a	n/a	n/a	n/a

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)Public Improvement Permit Authorization - Grafton Park Subdivision (Donato Developers) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Hidden Hollow Subdivision, (Paul M. Dombrowski)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Pavement and Curbs	Yes	Yes 10/21/91	Yes	NB-1-	Yes
Sidewalks	No	n/a	n/a	n/a	n/a

NB-1- Deed Filed. Awaiting return from County Clerk.

Public Improvement Permit Authorization - Hillview Estates Subdivision, Phase I (Hillview Development)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes 12/16/91	Yes	n/a	NB-2-
Pavement and Curbs	Yes	Yes 12/16/91	Yes	NB-1-	NB-2-
Storm Sewers	Yes	Yes 12/16/91	Yes	n/a	NB-2-
Detention Basin	Yes	No	No	No	NB-2-
Street Lights	Yes	Yes 2/22/93	Yes	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

NB-1- Filed but not yet returned.

NB-2- Town Attorney has Bill of Sale.

Public Improvement Permit Authorization - Hillview Estates Subdivision, Phase II (Hillview Development)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes 9/08/92	Yes	n/a	Yes
Pavement and Curbs	Yes	Yes 9/08/92	Yes	NB-1-	Yes
Storm Sewers	Yes	Yes 9/08/92	Yes	n/a	Yes
Detention Basin	No	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

NB-1- 12/1/92- Deed filed. Awaiting return from County Clerk

Improvement Permit Authorization - Hunters Creek Subdivision, Phase I (Burke Bros. Construction) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Storm Sewers	Yes	Yes 8/02/93	Yes	n/a	No

Public Improvement Permit Authorization - Hunters Creek Subdivision, Phase II (Burke Bros. Construction)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes 8/02/93	Yes	n/a	No
Pavement and Curbs	Yes	Yes 8/02/93	Yes	No	No
Storm Sewers	Yes	Yes 8/02/93	Yes	n/a	No
Detention Basin	n/a	n/a	n/a	n/a	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)Public Improvement Permit Authorization - Hunters Creek Subdivision, Phase III
(Burke Bros. Construction)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes 12/6/93	Yes	n/a	No
Pavement and Curbs	Yes	Yes 12/6/93	Yes	No	No
Storm Sewers	Yes	Yes 12/6/93	Yes	n/a	No
Detention Basin	n/a	n/a	n/a	n/a	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Indian Pine Village Subdivision, Phase I
(Fischione Const., Inc.) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No

Public Improvement Permit Authorization - Indian Pine Village Subdivision, Phase II
(Fischione Construction) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Lake Forest Subdivision, Phase I
(Dana Warman) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a

Public Improvement Permit Authorization - Lake Forest South Subdivision (Mark Ogiany)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes 12/07/92	Yes	n/a	No
Pavement and Curbs	Yes	Yes 12/07/92	Yes	Yes	No
Storm Sewers	Yes	Yes 12/07/92	Yes	n/a	No
Detention Basin	n/a	n/a	n/a	n/a	n/a
Street Lights	Yes	Yes 9/20/93	Yes	n/a	Yes
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Larkspur Acres Subdivision, (Andrusz & Schmid Dev.) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a

Public Improvement Permit Authorization - Liberty Square Subdivision (Dana Warman) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)Public Improvement Permit Authorization - Meadowlands Subdivision (Bosse)Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Pine Tree Farm, Phase I (Josela - East off Aurora Street)Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Pavement and Curbs	Yes	Yes 9/05/89	Yes	NB-1-	Yes
Detention Basin	Yes	No	No	No	n/a

NB-1- Deed received but not yet recorded.

Public Improvement Permit Authorization - Pine Tree Farm, Phase II (Josela - East off Aurora Street)Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Pavement and Curbs	Yes	Yes 4/17/89	Yes	No	Yes

Public Improvement Permit Authorization - Quail Run Subdivision, Phase I (Ciminelli Development Co.)Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Southpoint Subdivision, Phase I (Josela)Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
E. Detention Pond	Yes	No	No	No	n/a
W. Detention Pond	Yes	No	No	No	n/a

Public Improvement Permit Authorization - Stony Brook, Phase I (Marrano)Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Pavement & Curbs	Yes	Yes 12/17/90	Yes	NB-1-	Yes
Detention Area 1	Yes	No	No	No	n/a
Detention Area 2	Yes	No	No	No	n/a

NB-1- Deed received but not yet filed.

Public Improvement Permit Authorization - Stony Brook, Phase II (Marrano)Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Area	Yes	No	No	No	n/a

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)Public Improvement Permit Authorization - Stony Brook, Phase III(A) (Marrano)
Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Pond	Yes	No	No	No	n/a

Public Improvement Permit Authorization - Stony Brook, Phase III(B) (Marrano)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	No	No	n/a	No
Pavement and Curbs	Yes	No	No	No	No
Storm Sewers	Yes	No	No	n/a	No
Detention Basin	No	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Stony Brook, Phase IV(A) (Marrano)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	No	No	n/a	No
Pavement and Curbs	Yes	No	No	No	No
Storm Sewers	Yes	No	No	n/a	No
Detention Basin	No	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Stony Brook South (George Stephen)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	No	No	No	n/a	No
Pavement and Curbs	No	No	No	No	No
Storm Sewers	No	No	No	n/a	No
Detention Basin	No	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Townview Apartments (Belmont Shelter)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes 2/7/94	Yes	n/a	Yes
Pavement and Curbs	Yes	Yes 2/7/94	Yes	NB-1-	Yes
Storm Sewers	Yes	Yes 2/7/94	Yes	n/a	Yes
Detention Basin	Yes	No	No	No	n/a
Street Lights	Yes	Yes 2/7/94	Yes	n/a	Yes
Sidewalks	Yes	n/a	n/a	n/a	n/a

NB-1- Deed Filed. Awaiting return from County Clerk.

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)Public Improvement Permit Authorization - Thruway Industrial Park (P & R Casilio Enterprises)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	No	No	n/a	No
Pavement and Curbs	Yes	No	No	No	No
Storm Sewers	Yes	No	No	n/a	No
Detention Basin	Yes	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Walden Trace Subdivision (Josela/Donato)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	No	No	No	n/a	No
Pavement and Curbs	No	No	No	No	No
Storm Sewers	Yes	No	No	n/a	No
Detention Basin	No	No	No	No	n/a
Street Lights	No	No	No	n/a	No

Public Improvement Permit Authorization - Warnerview Estates, Phase I (Donato) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a

Public Improvement Permit Authorization - Warnerview Estates, Phase II (Donato) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Street Lights	Yes	No	No	n/a	No

Public Improvement Permit Authorization - Willow Ridge Subdivision (Cimato Bros.) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a

Public Improvement Permit Authorization - Windsor Ridge Subdivision, Phase I (M. J. Peterson)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes 9/7/93	Yes	n/a	No
Pavement and Curbs	Yes	Yes 9/7/93	No	No	No
Storm Sewers	Yes	Yes 9/7/93	Yes	n/a	No
Detention Basin	Yes	No	No	No	n/a
Street Lights	No	No	No	n/a	No

Public Improvement Permit Authorization - Woodgate Subdivision, Phase I (Josela Enterprises) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)

Rezone Petition - Buffalo Crushed Stone, Inc.

On February 18, 1994, this matter was referred to the Planning Board for review and recommendation.

Rezone Petition - Arlene McKenzie

On February 18, 1994, this matter was referred to the Planning Board for review and recommendation.

Subdivision Approval - Autumn Park (N/William - W/Bowen)

On October 25, 1993, an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On November 3, 1993, the Planning Board approved a sketch plan for this development.

Subdivision Approval - Belmont Creek (N/Central Avenue - W/Walden Avenue)

On February 23, 1994 an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers.

Subdivision Approval - Bowen Road Square (Off Bowen Road)

On August 30, 1990 the developer tendered to the Town Clerk a subdivision filing fee of \$1,135.00. On August 1, 1990 the Planning Board approved the preliminary plat for this development subject to three conditions. On January 22, 1991 the Municipal Review Committee tabled their SEQR Review decision pending receipt of additional data from the petitioner. On March 29, 1993 the Municipal Review Committee adopted a Negative SEQR Declaration for this project.

Subdivision Approval - Cross Creek (Off Pleasant View Drive)

On November 5, 1992 an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On November 18, 1992 the Planning Board approved the sketch plan for this subdivision. On March 29, 1993 the Municipal Review Committee adopted a Negative SEQR Declaration for this project. On September 16, 1993 an application for preliminary plat approval was filed with the Town Clerk along with a check for \$760.00 and referred to the Building Inspector for distribution to various reviewers. On October 6, 1993 the Planning Board approved the preliminary plat plan for this subdivision with two changes that must be incorporated into the final plat plan submittal.

Subdivision Approval - East Brook Estates (Off Bowen Road)

This matter awaits formal filing with the Town Clerk. No engineering review fee has been received.

Subdivision Approval - Fairway Hills (Off William Street)

On November 19, 1992 an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On January 6, 1993 the Planning Board conditionally approved the sketch plan for this subdivision. On January 6, 1993 the Municipal Review Committee adopted a Positive SEQR Declaration on this matter. On January 20, 1993 an informal scoping session was held on this project. On June 9, 1993 the Town Board held a Public Hearing on the Draft Environmental Impact Statement (DEIS) for this project. On August 9, 1993 the Building Inspector received and distributed a revised sketch plan to the Planning Board and various reviewers. On October 18, 1993 the Town Board accepted the Draft Environmental Impact Status (DEIS) dated July 1993, as supplemented and amended as the Final Environmental Impact Statement (FEIS).

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)Subdivision Approval - Fox Valley Estates, Phase I (Off Peppermint Road)

On November 22, 1991 an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On January 25, 1993 the Building Inspector received and distributed a revised sketch plan to the Planning Board and other reviewers. On February 3, 1993 the Planning Board approved the sketch plan subject to three conditions. On February 12, 1993 an application for Preliminary Plat Plan approval was received with a review fee of \$820.00 and distributed by the Building Inspector to various reviewers. On March 3, 1993 the Planning Board approved the Preliminary Plat with two conditions. On March 15, 1993 the Town Board accepted the final Environmental Impact Statement dated February 9, 1993. On March 15, 1993 the Draft environmental Impact Statement (DEIS), dated February 9, 1993 as supplemented and amended, was adopted as the Final Environmental Impact Statement (FEIS). On April 4, 1993 the Town Board adopted Final SEQR findings for this project. On February 7, 1994 the Town Board approved the filing of a map cover on this subdivision.

Subdivision Approval - Golfe Creek Town Homes (formerly Country Club Commons) (Townhouses - Off Broadway West of the Lancaster Country Club)

On July 9, 1990 the Municipal Review Committee adopted a Negative SEQR Declaration on this matter. On October 24, 1990 the Building Inspector transmitted an Application for Sketch Plan Approval to the Planning Board for review. On November 7, 1990 the Planning Board approved the sketch plan for this development. On November 21, 1990 the developer tendered to the Town Clerk an Application for Approval of Subdivision Preliminary Plat Plan along with a filing fee of \$1090.00. On November 28, 1990 the Planning Board approved the Preliminary Plat Plan. On February 1, 1991 the developer filed a final plat with the Building Inspector for review and distribution to the Town Board. On February 11, 1991 the Town Attorney notified the developer that the final plat was not sufficient. On June 17, 1991 the Town Board approved the final plat for this development and authorized the filing of a map cover in the Erie County Clerk's Office. On August 19, 1991 the Town Board approved a name change for this project to Golfe Creek Town Homes and authorized the filing of a map cover in the Erie County Clerk's office under that name. This item remains on the agenda until the map cover is filed.

Subdivision Approval - Michael's Landing (Off Lake Avenue)

On September 20, 1993, an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On October 6, 1993 the Planning Board denied approval of the sketch plan. On October 25, 1993, an amended application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On November 3, 1993, the Planning Board approved a revised sketch plan for this development. On January 21, 1994 an application for plat plan approval was filed with the Town Clerk and referred to the Building Inspector for distribution to various reviewers.

Subdivision Approval - Parkedge (Off William Street)

On October 18, 1989 the Planning Board approved the sketch plan for this project. On March 6, 1991 an application for preliminary plat approval was filed with the Town Clerk and referred to the Building Inspector for distribution to various reviewers. On March 6, 1991 a \$1285.00 Subdivision Filing Fee was received by the Town Clerk. On May 6, 1991 the SEQR Municipal Review Committee adopted a negative declaration.

Subdivision Approval - Penora Street

On May 20, 1993 an application for subdivision preliminary plat plan approval was filed with the Building Inspector and distributed to various reviewers.

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)Subdivision Approval - Regents Park (S/S Genesee St. - W/Home Rd.)

On November 2, 1993, an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On December 1, 1993 the Planning Board approved the sketch plan

Subdivision Approval - Scinta (4 lots Erie Street)

On July 31, 1992 the developer tendered to the Town Clerk an Application for Preliminary Plat Plan Approval along with a filing fee of \$400.00. On August 1, 1992 the Building Inspector distributed the Preliminary Plat Plan to various reviewers. On September 2, 1992 the Planning Board approved a preliminary plat plan for this subdivision. On November 2, 1992 a SEQOR hearing was held on this matter and a Negative Declaration was adopted.

Subdivision Approval - Stony Brook, Phase IV (South Side of Pleasant View Drive)

On March 16, 1992 an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On April 1, 1992 the Planning Board approved the sketch plan. On October 21, 1992 the Planning Board gave conditional approval to this preliminary plat plan. On July 6, 1993, the Town Board authorized the filing of a map cover in the Erie County Clerk's Office. This item remains on the agenda until the map cover is filed. On December 15, 1993, the owner called the Town Clerk and informed him that a map cover was filed on August 6, 1993 under Map Cover No. 2633.

Subdivision Approval - Stony Brook South (North of Walden Avenue)

On April 27, 1993 an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On May 5, 1993 the Planning Board approved a sketch plan for this subdivision. On June 25, 1993, an application for preliminary plat approval was filed with the Town Clerk along with a check for \$400.00 and referred to the Building Inspector for distribution to various reviewers. On June 25, 1993, the Building Inspector distributed the preliminary plat to various reviewers. On November 15, 1993, the Town Board authorized the filing of a map cover in the Erie County Clerk's Office. This item remains on the agenda until the map cover is filed.

Subdivision Approval - Stream Field (East of Tops Plaza)

On February 3, 1993 an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On March 17, 1993 the Planning Board approved the sketch plan. On March 29, 1993, the Municipal Review Committee adopted a SEQOR Negative Declaration for this project.

Subdivision Approval - Thruway Industrial Park (Off Gunville Rd.)

On October 4, 1989 the Planning Board approved the site plan for this subdivision. On October 13, 1989 the developer tendered to the Town Clerk a subdivision filing fee of \$415.00. On August 6, 1990 the Town Board adopted a SEQOR Negative Declaration on this matter. On September 20, 1993, the Building Inspector received and distributed a revised plat plan to the Town Attorney, Town Clerk, Engineer and Highway Superintendent.

Subdivision Approval - Valley Overlook (S/Genesee Street and W/Ransom Road) (Pittsford-Mendon Corp.)

On September 22, 1993 an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On October 6, 1993 the Planning Board denied approval of the sketch plan and directed the developer to submit a new revised sketch plan which would address three of their concerns. On November 19, 1993, an amended sketch plan was filed with the Building Inspector and distributed to various reviewers. On December 1, 1993 the Planning Board approved the revised sketch plan.

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)Subdivision Approval - Village on the Park (N/E Corner Lake and William)

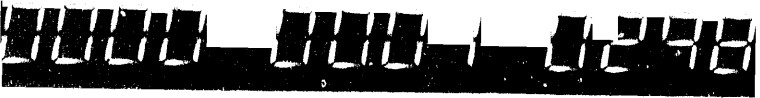
On January 27, 1993 an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On February 17, 1993 the Planning Board approved the sketch plan. On March 29, 1993 the Municipal Review Committee adopted a SEQOR Negative Declaration for this project.

Subdivision Approval - Walnut Creek (Off Aurora Street)

On April 28, 1992 an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On July 15, 1992 the Municipal Review Committee adopted a SEQOR Negative Declaration for this project. On October 10, 1992 an Application for Preliminary Plat Approval was filed with the Town Clerk along with a check for \$1930.00 and referred to the Building Inspector for distribution to various reviewers. On November 4, 1992 the Planning Board approved the preliminary plat plan for this subdivision. On May 19, 1993 the Planning Board approved a revised preliminary plat plan for this subdivision. On November 15, 1993, the Town Board authorized the filing of a map cover in the Erie County Clerk's Office. This item remains on the agenda until the map cover is filed.

Subdivision Approval - Windsor Ridge, Phase II (Off Lake Avenue)

On November 22, 1993, an application for preliminary plat approval was filed with the Town Clerk along with a check for \$940.00. On November 22, 1993, the Building Inspector distributed the preliminary plat plan to various reviewers. On December 1, 1993 the Planning Board approved the Preliminary Plat.



COMMUNICATIONS

DISPOSITION

97. Parks & Recreation Director to Susan Gryczynski - Advisement of change in work schedule.	R & F
98. ECDEP to Supervisor - SEQR Referral Review, Lead Agency Designation Action: Holy Mother of the Rosary Cathedral site plan.	PLANNING COMMITTEE TOWN ATTORNEY TOWN ENGINEER
99. ECDEP to Supervisor - SEQR Referral Review, Lead Agency Designation Action: Riemers Avenue Subdivision rezone petition.	PLANNING COMMITTEE TOWN ATTORNEY TOWN ENGINEER
100. Parks & Recreation Director to Supervisor - Advisement of new hours for Recreation Dept.	R & F
101. Amherst Town Clerk to Supervisor - Notice of public hearing for temporary use permit for 6868 Transit Road 2/15/94.	R & F
102. Highway Superintendent to Town Board - Request to update various vehicles.	HIGHWAY COMMITTEE
103. Bowmansville V.F.A. to Town Board - Notice of addition to and deletion from roster.	R & F
104. Town Clerk to Planning Board Chairman - Transmittal of Special Use Permit Application filed by Mark Dean, 110 Stony Rd., for home occupation.	PLANNING COMMITTEE TOWN ATTORNEY
105. NYSDOT to Town Clerk - Maintenance responsibilities for replacement bridge over Ellicott Creek.	HIGHWAY SUPERINTENDENT HIGHWAY COMMITTEE
106. NYSDEC to Supervisor - SEQR Designation Pine Hill Concrete Mix Corp. Mined Land File #9043-30-0595.	TOWN ENGINEER TOWN ATTORNEY TOWN CLERK
107. Sandra & James Grzelewski to Town Board - Request for blind crossing sign on Erie St.	PUBLIC SAFETY
108. Paul Zika, Sr. to Town Board - Re. resolution approved in January for access on property at 200 Schwartz Rd.	TOWN ATTORNEY
109. Town Engineer to Town Board - Recommend award of bid for sidewalks on Como Park Blvd. to Cemulini Pecorraro Const.	R & F
110. Town Engineer to Fred Donato - Advisement of cost for sidewalks along Como Park Blvd. and Penora St.	R & F
111. Town Engineer to Joseph DiPizio - Advisement of cost for sidewalks along Como Park Blvd. and Penora St.	R & F
112. Town Engineer to Theodore Kulbacki - Advisement of cost for sidewalks along Como Park Blvd. and Penora St.	R & F
113. Town Engineer to Town Board - Requests rehiring of Construction Inspectors as needed.	R & F
114. Marrano Marc Equity to Town Board - Letter of appreciation for support of Reimers/ Belmont rezone.	R & F
115. Police Chief to Supervisor - Advisement of absence until Feb. 16, 1994.	R & F

COMMUNICATIONS, CON'T:DISPOSITION

116. Town Clerk to Town Board - Requests authorization to attend NYSTCA Conference in Albany 4/24-27/94.	R & F
117. Town Clerk to Planning Board Chair. - Transmittal of rezone petition of Arlene McKenzie.	PLANNING COMMITTEE TOWN ATTORNEY TOWN CLERK
118. Town Clerk to Planning Board Chair. - Transmittal of rezone petition of Buffalo Crushed Stone.	PLANNING COMMITTEE TOWN ATTORNEY
119. Town Clerk to Zoning Board Members, Building Inspector and Town Attorney - Transmittal of variance petitions for meeting of 3/10/94.	PLANNING COMMITTEE TOWN ATTORNEY
120. Police Chief to Chairperson, Public Safety Comm. - Data and statistics re: community safety.	R & F
121. Town Clerk to Media - Notice of SEQR meeting to be held 3///2/94 re: proposed Westwood Park and Autumn Park Subdivision.	PLANNING COMMITTEE TOWN CLERK
122. Police Chief to LVAC Dir. of Operations - Response to memo re: dispatching procedures.	PUBLIC SAFETY
123. David/Dawn Tabaczynski and Edward/Karen Seger to Town Board - Concerns re: proposed Westwood Park.	SUPERVISOR
124. Town Clerk to Planning Board Chair. - Transmittal of supplemental data and SEQR form re: Buffalo Crushed Stone rezone petition.	TOWN CLERK TOWN ATTORNEY
125. Town Clerk to Town Board - Advisement re: site plan review fee for Coventry Green Condos.	TOWN ATTORNEY TOWN ENGINEER TOWN CLERK BUILDING INSPECTOR
126. Town Line V.F.D. to Town Board - Notice of addition to and deletion from roster.	R & F
127. Irvine Reinig II to Supervisor - Request yearly maintenance program for trees.	TREE COMMITTEE
128. Acres Int'l Corp. to Town Engineer - Submittal of proposal for HEC-2 floodplain analyses of Elicott Creek between Genesee and Transit Rd.	R & F
129. ECDEP to Town Attorney - Results of SEQR Referral Review re: proposed Westwood Park.	TOWN CLERK TOWN ATTORNEY
130. ECDEP to Town Attorney - Results of SEQR Referral Review re: Autumn Park Subdivision.	TOWN CLERK TOWN ATTORNEY
131. Supervisor to Town Board - Notification of hours worked by Recreation Director.	R & F

PERSONS ADDRESSING TOWN BOARD:

Schaut, Michael, 30 Squirrel Run, spoke to the Town Board on the following matter:

1. Exploring the feasibility of privatizing the ambulance service provided to the citizens of the Town of Lancaster.

ADJOURNMENT:

ON MOTION OF COUNCILMAN KWAK, AND SECONDED BY THE ENTIRE TOWN BOARD
AND CARRIED, the meeting was adjourned at 8:45 P.M.

Signed Robert P. Thill
Robert P. Thill, Town Clerk